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FILED  
Clerk  
District Court

FEB -3 2006

For The Northern Mariana Islands  
By \_\_\_\_\_  
(Deputy Clerk)

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7 **IN THE UNITED STATES DISTRICT COURT**  
8 **FOR THE**  
9 **NORTHERN MARIANA ISLANDS**

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11 YU SUK CHUNG,

CIVIL CASE NO. 04-00001

12 Plaintiff,

13 vs.

14 WORLD CORPORATION,

15 Defendant.

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AMENDED AND SUPPLEMENTAL EX  
PARTE MOTION OF DAVID J. LUJAN  
AND IGNACIO C. AGUIGUI FOR AN  
ORDER SEALING OPPOSITION BRIEF  
SUBMITTED FEBRUARY 2, 2006, FOR  
INSTRUCTIONS REGARDING SERVICE  
OF BRIEF ON PLAINTIFF'S COUNSEL,  
AND FOR RELIEF FROM THE COURT'S  
AMENDED ORDER OF JANUARY 26, 2006

*Ex Parte Motion Under Local Rule 7.1.h.3(b)*

21 **MOTION AND CERTIFICATE PURSUANT TO LOCAL RULE 7.1.h.3(b)**

22 1. I am submitting this certificate in connection with this Amended and Supplemental  
Ex Parte Motion of the undersigned and David J. Lujan for an Order Sealing Opposition Brief  
Submitted February 2, 2006, For Instructions Regarding Service of Brief on Plaintiff's Counsel,  
and For Relief from the Court's Amended Order of January 26, 2006.

23 2. This filing is meant to amend certain portions of our *Ex Parte* motion filed February  
24, 2006, in which Mr. Lujan and I are moved the Court for an Order sealing our Opposition Brief  
25 to World Corporation's Motion for Reconsideration, as well as the Declaration of David J. Lujan  
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1 and Ignacio C. Aguigui attached to the brief. It is also meant to supplement that motion by  
2 seeking relief from the Court's Amended Order Shortening Time and Setting Status Conference  
3 and Hearing issued on January 26, 2006.

3. In our February 2 *Ex Parte* Motion, I indicated that we had caused copies of the  
*Ex Parte* Motion to be served on Mr. Hanson and Mr. Thompson, a full copy of our opposition  
brief to be served on Mr. Hanson, but only the cover page of our opposition brief to be served on  
Mr. Thompson. To clarify matters, I was informed today that although the *Ex Parte* Motion and  
Opposition were placed in the Court's drop-box in the late afternoon/early evening yesterday  
(February 2), such copies were not served on those attorneys until early this morning, February 3,  
2006 (between 9:00-9:30 a.m.) because of clerical delays yesterday in transmitting the brief from  
Guam to Saipan and in securing assistance in assembling, filing, and serving the documents. Mr.  
Lujan and I do not maintain law offices in Saipan, and therefore had previously relied on the  
assistance of Mr. Gregory's office in assembling, filing, and serving documents, while we served  
as co-counsel in this case. However, because Mr. Gregory is no longer actively in private  
practice and is no longer associated with us as our local counsel in these proceedings, whatever  
assistance we receive from clerical staff at this time is given to us as a matter of courtesy and  
based on their priorities. Accordingly, I was informed by the secretary of Mr. Gregory's former  
firm, that our documents were not processed for filing and service until the late afternoon/early  
evening of February 2, and that she could not serve the documents on Mr. Thompson and Mr.  
Hanson because their offices were closed at that time. Accordingly, in light of the above, to the  
extent the Court deems it necessary, we ask the Court for dispensation and relief from its  
Amended Order of January 26, 2006, and ask the Court to accept and consider our Opposition  
brief as timely submitted in connection with its anticipated ruling and hearing on World  
Corporation's pending motion for reconsideration.<sup>1</sup>

<sup>26</sup> Just this afternoon, we had received a copy of the Court's order of February 3, 2006,  
<sup>27</sup> allowing our opposition brief to be filed under seal pending decision on our February 2 *Ex Parte*

(Footnote continues on following page.)

1           4. In anticipation of possible delays in the processing and submission of this amended  
2 and supplemental *ex parte* motion, we will fax this motion to the following counsel on this day,  
3 and will attempt to have them personally served through the secretary of Mr. Gregory's former  
4 firm as soon as she is able to do so:

6 Mark B. Hanson, Esq.  
7 1<sup>st</sup> Floor, Macaranas Bldg.  
8 PMB 738, P.O. Box 10,000  
9 Saipan, MP 96950  
Tel. (670) 233-8600  
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*Counsel for World Corp.*

Colin M. Thompson, Esq.  
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Tel. (670) 233-0777  
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*Counsel for Yu Suk Chung*

10 Robert T. Torres,  
11 P.O. Box 503758 CK  
12 Saipan, MP 96950  
13 Tel. (670) 234-7859  
Fax (670) 234-5749  
14 *Counsel for Yu Suk Chung*

14 Mr. Gregory will also receive a copy of this document.

16 | **RESPECTFULLY SUBMITTED** this 3<sup>rd</sup> day of February, 2006.

**DAVID J. LUJAN, ESQ.  
IGNACIO C. AGUIGUI, ESQ.  
LUJAN AGUIGUI & PEREZ LLP**

By:

IGNACIO C. AGUIGUI, ESQ.

(Footnote continued from previous page)

motion. The Court instructed us to serve the Opposition on Mr. Thompson and Mr. Robert Torres. I have been informed by the secretary of Mr. Gregory's former firm that she has done so.